IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.6739 OF 2004

Mohammed Ejaz s/o Mohammed Ishaque and another — Petitioners

versus

Nagarmal Jagannath Fatehpuriya and others — Respondents

Mr.Suresh Gole, adv. for petitioner.

Gala for respondent nos.1 and 2.

Mr.C.R.Sonawane, adv. for respondents 3 and 4.

CORAM : A.M.KHANWILKAR, J.
DATE : 30th August 2004

PC :

1. The controversy involved in this petition can be resolved by continuing interim protection granted by the Trial Court directing parties to maintain status-quo with regard to suit premises till Chamber Summons No.924 of 2004 is decided by the Trial Court, as I am informed that hearing of the said Chamber Summons has been scheduled to be held today after lunch break. I am also informed that the petitioner is already protected by order

passed by Trial Court on 16th August 2004, which direction inures till 7th September 2004. If the chamber Summons is decided today and adverse order is passed against petitioner, the same shall not be given effect till 7th September 2004. Petition disposed of accordingly. Parties shall appear before the Trial Court today as the hearing of Chamber Summons is scheduled today and proceed with the hearing of Chamber Summons without any adjournment. Only on this understanding the interim direction is granted till 7th September 2004.

(A.M.KHANWILKAR, J.)